Friday, October 16, 2009 @ **8:45 a.m.**

08-21546-13 Robert John Regan and Diane Patricia Regan

Judge: Dale L. Somers

Kenneth M. Gay representing Plaintiff Debtors

Jill D Olsen and William T Holmes representing HSBC Bank (USA) (Defendant)

08-06095 Regan et al v. HSBC Bank (USA) (ap)

Report of Parties Planning Meeting Filed by Kenneth M. Gay, Jill D Olsen on behalf of HSBC Bank(USA), Diane Patricia Regan, Robert John Regan.

D v. C

Friday, October 16, 2009 @ **9:00 a.m.**

08-20262-13 Richard Ernest Siscoe and Deborah Lynn Siscoe

Judge: Dale L. Somers

Kurt S Brack representing Debtor Plaintiffs

James W. Lusk representing Richard Ernest Siscoe (Defendant)

09-06061 Pink et al v. Siscoe Adversary case: 09-06061.

Complaint by Clarence A. Pink, Linda Pink against Richard Ernest Siscoe, Deborah Lynn Siscoe. Nature(s) of Suit: (91 (Declaratory judgment))

D v. C

Friday, October 16, 2009 @ 10:30 a.m.
09-20291 Dana John Liebig and Stephanie Kay Liebig Chapter: 13

Judge: Robert D. Berger

Colin N. Gotham

D's Motion to Abate.

T's OT Abatement:

- **O-G mtg payments are thru the Plan @ $977.77/mo. (incl. T's fees).**
  - **Ds should pay at least this amt. during the abatement pd. to keep mtg pymts current.**

Friday, October 16, 2009 @ 10:30 a.m.
05-21053 Brent Evans Hoad Chapter: 13

Judge: Dale L. Somers

Richard C. Wallace

D's Motion to Modify Plan Payment (Increasing Plan Payments).

DA filed amended budget 9/4 that is now NEGATIVE by $329/mo.

- **Will be $924/mo. negative w/ the increase in plan payment needed from $1,330/mo to $1,925/mo. starting in Sept.**

T's MTD - Default in Plan Payments

Default = $1,330 @ $1,330/mo DP

- **D paid in $365 on 8/11 & $965 on 9/22 = $1,330**
- **Per abatement, D was to resume w/ full plan payment in August.**
  - **Obviously was far short of that.**

Friday, October 16, 2009 @ 10:30 a.m.
05-23841 William Eric Pannell and Megan Jane Pannell Chapter: 13

Judge: Dale L. Somers

Russell B. Cloon

Cont. to 11/20.

T's MTD - Default in Plan Payments

Default = $353.21 @ $41.07 / bi-wkly. EP

- **No payments since 5/13 when EP stopped.**
- **Only about $1,275 left to pay case off.**

Friday, October 16, 2009 @ 10:30 a.m.
06-20092 Bruce Wayne Walker Chapter: 13

Judge: Dale L. Somers

Philip R. Sedgwick

Chapter 13 Debtor(s) Certificate of Compliance and Motion for Entry of Discharge.

T objected to the Mtn b/c #3(a) of the Certification of Debtors has box marked indicating the D had no DSO prior to or during pendency of the BK case.

- **The Confirmed Plan identified a DSO owed to Louise Johnson / Platte County.**

Friday, October 16, 2009 @ 10:30 a.m.
06-20378 Bennie Bush and Alverne C Bush Chapter: 13

Judge: Dale L. Somers

David A. Reed

T's MTD - Default in Plan Payments

Cont. to 11/20.

Friday, October 16, 2009 @ 10:30 a.m.
06-20509 Michael Clyde McManus and Alberta Fay McManus
Chapter: 13

Judge: Dale L. Somers

Drew Frackowiak

T's MTD - Default in Plan Payments

Cont to 11/20.

Friday, October 16, 2009 @ 10:30 a.m.
06-21282 John Stephen Hudacek and Debra Anne Hudacek Chapter: 13

Judge: Dale L. Somers

Drew Frackowiak

Ds' Motion to Modify Plan Payment (Decreasing Plan Payments).

Resolved by A.O. entered 9/29.

Ds' Motion to Shorten Time to Modify.

IRS has objected: Ds are above median & should have to pay in for 60 months or pay 100% of all filed & allowed claims.

T's OT Plan Mod:

- **Above median debtors must pay 100% of all filed and allowed claims if proposing a plan length shorter than the 60 month ACP.**
  - **Would need add'l $148,136.67 to pay all GU claims + T's fees to pay on those claims.**

Friday, October 16, 2009 @ 10:30 a.m.
06-21994 Eric Wayne Bush Chapter: 13

Judge: Dale L. Somers

Russell B. Cloon

T's MTD – Default in Plan Payments

Payments were to resume, per abatement, by 9/30 or case dismissed.

Default = $355 @ $355/mo DP

- **No payments since last EP stopped 4/29.**
- **T was informed end of Aug. that D had lost job.**

Friday, October 16, 2009 @ 10:30 a.m.
06-22142 Judith Leann Parsons Chapter: 13

Judge: Dale L. Somers

Susan Bratcher

T's MTD - Default in Plan Payments

w/d

Friday, October 16, 2009 @ 10:30 a.m.
07-20092 Deborah Le Croskrey Chapter: 13

Judge: Dale L. Somers

Cynthia F Grimes

T's MTD - Default in Plan Payments

Default = $825 @ $275/mo DP

- **Rec'd $275 on 9/2.**
- **Cont'd from 8/21 for DA to file Mtn to Abate.**
  - **Nothing on file as of 9/30.**
  - **D has stage 4 breast cancer.**

Friday, October 16, 2009 @ 10:30 a.m.
07-20135 Manuel J. Pruneda Chapter: 13

Judge: Dale L. Somers

Jeffrey L. Wagoner

Motion to Modify Plan Payment (Decreasing Plan Payments).

T's OT Mod:

- **T has been waiting on verification from counsel for Litton Loan that the loan mod has gone thru.**
  - **Mtn to Amend proposing to cont paying O-G mtg thru the Plan, but amt of those payments is still unknown to T, so not able to calc feaz.**
  - **Cont'd from 9/18 for D to provide docs from loan mod.**

Friday, October 16, 2009 @ 10:30 a.m.
07-20304 Terrill Lynn Riebe and Marlene Joy Riebe
Chapter: 13

Judge: Dale L. Somers

James W. Lusk

T's MTD - Default in Plan Payments

Cont to 11/20.

Friday, October 16, 2009 @ 10:30 a.m.
07-20879 Gerri Lynn Whitebread Chapter: 13

Judge: Dale L. Somers

J Shannon Garrett

T's MTD - Default in Plan Payments

Default = $140 @ $60/mo EP - D has made payments direct since EP stopped remitting 10/30/08.

- **D made payments totaling $160 end of Aug-Sept.**

Friday, October 16, 2009 @ 10:30 a.m.
07-21151 Esperanza P. Avila Chapter: 13

Judge: Dale L. Somers

Teresa M. Kidd

D's Motion for Post-Confirmation Amendment of Plan.

OT Amendment by US Bank

D's Motion to Abate Plan Payments & Application for Compensation for Teresa M. Kidd, Debtor's Attorney, Fee: $150.00.

OT Abatement by US Bank

T objected to abatement b/c o-g mtg payments on 1st & 2nd are thru the plan.

T's MTD for Default in Plan Payments.

Default = $12,380 @ $2,400 DP

- **Cont'd from 9/18 dkt. for D to make add'l payments.**
  - **No payments rec'd since 9/3.**
- **D only making sporadic payments.**
  - **Rec'd $1,700 on 9/3; $0 in Aug; $2k in July.**
- **O-G mtg payments are thru the plan:**
  - **$306.29/mo to Countrywide, currently in arrears $565.44.**
  - **$988.47/mo to US Bank, currently in arrears $1,655.44.**

Friday, October 16, 2009 @ 10:30 a.m.
07-22385 Fedora L Williams Chapter: 13

Judge: Dale L. Somers

David A. Reed

T's MTD - Default in Plan Payments

Default = $19,912.08 @ $3,744/mo EP

- **EP not remitting full plan payment amt.**

D's Motion to Abate Plan Payments, Application for Compensation for David A. Reed, Debtor's Attorney, Fee: $200.00.

T's OT Abatement:

- **Seeking to abate all missed pymts thru August except O-G mtg. payments.**
  - **Not clear how D proposes to bring O-G payments current for payments already missed.**
    - **O-G mtg is $8,482.83 in default post-pet thru the plan.**
- **Case was confirmed w/ plan length 82 mos.**
  - **Abatement will run case 90 mos + depending upon how mtg DQ is dealt with.**

Friday, October 16, 2009 @ 10:30 a.m.
07-22445 Mary Margaret Davenport Chapter: 13

Judge: Dale L. Somers

Tracy L. Robinson

MFR re: 1051 S 86th Street, Kansas City, KS 66111 by Creditor Indymac Bank.

D v. C

Friday, October 16, 2009 @ 10:30 a.m.
07-22607 Karl Phillip Kirby and Cheryl Diane Kirby Chapter: 13

Judge: Dale L. Somers

Jason C Amerine

T's MTD - Default in Plan Payments

Cont to 11/20.

Friday, October 16, 2009 @ 10:30 a.m.
07-22664 Lorraine D Williams Chapter: 13

Judge: Dale L. Somers

David A. Reed

T's MTD - Default in Plan Payments

W/D

Friday, October 16, 2009 @ 10:30 a.m.

Lead case: 08-22324 Shelia Marie Lindquist

Judge: Dale L. Somers

Kenneth M. Gay representing Debtor Plaintiffs

Andrew J Nazar and William T Holmes representing Wells Fargo Bank, NA (Defendant)

08-06133 Lindquist et al v. Wells Fargo Bank, NA (ap)

Scheduling Order Signed on 8/24/2009 Discovery due by 10/2/2009. Pre-Trial Order due by 10/30/2009. Dispositive Motion due by 11/16/2009. Status Conference 11/20/2009 at 9:00a.m. Room 144

D v. C

Friday, October 16, 2009 @ 10:30 a.m.
08-20053 Brandon M Cook and Lindsay J. Cook Chapter: 13

Judge: Dale L. Somers

Teresa M. Kidd

Ds' Motion for Post-Confirmation Amendment of Plan.

T's OT Abatement:

- **Ds were already granted abatement of June - Aug & were to resume in Sept.**
- **Now seeking to abate Sept & Oct.**
  - **Per mtn, W unemployed & unemp comp ended. She has applied for extension & is awaiting decision.**
- **LOF: Need increase to $480/mo starting Nov. if add'l abatement of Sept/Oct is granted.**
- **Default = $450 @ $450/mo DP**
  - **No payments since 5/5.**

Friday, October 16, 2009 @ 10:30 a.m.
08-20103 Deidra L Thompson-Byrd Chapter: 13

Judge: Dale L. Somers

David A. Reed

T's MTD - Default in Plan Payments

w/d

Friday, October 16, 2009 @ 10:30 a.m.
08-20291 Albert Lester White Chapter: 13

Judge: Dale L. Somers

Tracy L. Robinson

T's MTD - Default in Plan Payments

W/D

Friday, October 16, 2009 @ 10:30 a.m.
08-20464 Bobby D. Smith and Barbara A. Smith Chapter: 13

Judge: Dale L. Somers

Jeffrey L. Wagoner

T's MTD - Default in Plan Payments

Cont to 11/20.

Friday, October 16, 2009 @ 10:30 a.m.
08-20495 Jorge Bocanegra-Cortez and Erendira Bocanegra
Chapter: 13

Judge: Dale L. Somers

Tracy L. Robinson

T's MTD - Default in Plan Payments

Default = $754 @ $755/mo. EP (just issued 9/15)

- **Aug. payment bounced; Ds made it good 9/24 w/ money orders.**
- **No Sept. payment rec'd.**

Friday, October 16, 2009 @ 10:30 a.m.
08-21139 Courtney Eugene Connor and Lynise Michelle Ratliff-Connor Chapter: 13

Judge: Dale L. Somers

PRO SE

Ds' Amended Motion to Modify Plan Payment (Abating Plan Payments).

Seeking to abate 7 payments of $1,400 each & resuming in June 09.

Default = $13,000 @ $1,400/mo DP

- Plan payments to date in 2009:
  - $500 on 5/29/09
  - $500 on 6/30/09
    - That's it!
- Cont'd from 9/18 & Judge directed Ds to make at least a $100 plan payment. They haven't.

T's MTD for Lack of Feasibilty -Due to the Outstanding taxes owed KDOR ($62k plus) this is the 5th MTD.

T's OT Plan Mod & MTD:

- LOF primarily due to priority tax claim #13 filed by MDOR for $62,002.83.
  - Proposing to reduce plan payments from $1,400/mo to $100/mo.
- T still waiting for verification from counsel for Countrywide/B of A as to status of mtg. loan mod & whether arrearages are resolved by the mod.

OT Plan Mod by MODOR

Ds' Objection to Claim Number 13 of MODOR.

D v. C: Ds think this is not a priority claim.

Friday, October 16, 2009 @ 10:30 a.m.
08-21546 Robert John Regan and Diane Patricia Regan Chapter: 13

Judge: Dale L. Somers

Kenneth M. Gay

Ds' OT POC #8 of America's Servicing Company.

D v. C

Friday, October 16, 2009 @ 10:30 a.m.
08-21866 Cassandra Ann Woolworth and Derrick Todd Woolworth
Chapter: 13

Judge: Dale L. Somers

Drew Frackowiak and Timothy G Elliott

Ds' Motion for Post-Confirmation Amendment of Plan.

T's OT Mod:

- **Plan has not been confirmed; only disbursing as if confirmed.**
- **Unable to calc & certify feaz to the Court until all claims objections at issue are resolved.**
  - **IRS has filed an amended claim for $14,084.50 secured & $65,077.82 priority that blows the case out of the water.**
    - **Per CA @ 9/18 dkt, priority is $39,518, but claim has not been amended down from $65k.**

MFR re: 13305 West 125th Street, Overland Park, KS by Creditor Chase Home Finance LLC.

D v. C

Friday, October 16, 2009 @ 10:30 a.m.
08-21899 Paul Jackson Hunt and Marsha Ruth Hunt Chapter: 13

Judge: Dale L. Somers

Tracy L. Robinson

T's MTD - Default in Plan Payments.

Default = $7,656 @ $1,702/mo DP

- **Ds abated missed payments thru April 09 & were to resume by 5/31 or case dismissed.**
  - **They remitted $2,355 in April.**
  - **Cont'd from 8/21 for Ds to make $1,702 payment by 8/30 or case dismissed.**
    - **T rec'd $1,705 on 9/4 by cashier's check.**
  - **Cont'd from 9/18 dkt for DA to file Mtn to Abate to clean DQ up.**
    - **Nothing filed as of 9/30.**

-

Friday, October 16, 2009 @ 10:30 a.m.
08-22034 Willie Joe West and Theresa West Chapter: 13

Judge: Dale L. Somers

Colin N. Gotham

T's MTD - Default in Plan Payments

Per abatement, payments were to resume in Sept. or case dismissed.

- **Nothing rec'd as of 9/30.**

Friday, October 16, 2009 @ 10:30 a.m.
08-22433 Anita Renee Shively Chapter: 13

Judge: Dale L. Somers

Christopher R. Coons and Jonathan C Becker

T's MTD - Failure to File Documents Under Section 521.

w/d

Friday, October 16, 2009 @ 10:30 a.m.
08-22557 Kathy Dawn Rifkin Chapter: 13

Judge: Dale L. Somers

Cynthia F Grimes

D's OT POC #9 of Unifund CCR Partners.

D v. C:

- **Issue is being briefed by the parties. Stipulated facts were to have been filed by 7/17.**
  - **None filed as of 9/30.**
- **Per 9/18 docket notes, DA was to file Mtn for Summary Judgment.**
  - **Nothing filed as of 9/30.**

***** Trustee is still waiting on DA to provide proposed orders on Objections to claims 11 & 12.**

Friday, October 16, 2009 @ 10:30 a.m.
08-22600 John G Dreiling Chapter: 13

Judge: Dale L. Somers

David A. Reed

T's MTD - Default in Plan Payments.

Default = $9,654.54 @ $1,9939/mo EP.

- **Only rec'd $200 from EP in August**
- **$0 rec'd from EP in Sept.**
- **Per Amended Plan filed 8/19/09, payments were to be abated thru end of Aug & resume in Sept. & post-pet default was to be rolled into pre-pet arrs claim.**
  - **DID NOT resume in Sept.**
  - **O-G mtg payments are thru the plan to Citimortgage @ $1,169.25/mo.**

Friday, October 16, 2009 @ 10:30 a.m.
08-22748 Vladimir I Rudoy and Ira Y Rudaya
Chapter: 13

Judge: Dale L. Somers

Jeffrey L. Wagoner

Motion to Compel Washington Mutual to Comply with Standing Order

Creditor has not replied to our motion. I tried to call person who entered appearance for creditor (JP Morgan Chase is servicer), but had to leave v/m. See attached entry of appearance.

See attached pleading.

Friday, October 16, 2009 @ 10:30 a.m.
08-23105 Rodney Lee Garland and Sandra Elaine Garland Chapter: 13

Judge: Dale L. Somers

Christopher R. Coons

T's OT POC #5 of FIRST FEDERAL SAVINGS & LOAN.

Creditor can file amended claim for deficiency. We objected so claim as originally filed is allowed only up to what we have already disbursed.

- **Creditor replied they would file a deficiency claim.**

Friday, October 16, 2009 @ 10:30 a.m.
08-23152 Howard L Peoples Jr. and Felicia A Peoples
Chapter: 13

Judge: Dale L. Somers

David A. Reed

T's MTD for Other.

LOF due to secured POC #18 for $206,767.92 by US Atty on behalf of US District Court.

Ds' Objection to Claim Number #18-1 of USA.

D v. C: Ds say there isn't even $1 equity in homestead to support this claim.

Friday, October 16, 2009 @ 10:30 a.m.
08-23183 Maria Elena Falcon Chapter: 13

Judge: Dale L. Somers

Sarah A. Sypher

Chapter 13 Plan.

Order confirming was entered 9/25.

D's Motion to Abate Plan Payments (Abating Plan Payments), App for Comp for Sarah A. Sypher, Atty, Fee: $250.

Need DA to send proposed order granting for approval to T.

Friday, October 16, 2009 @ 10:30 a.m.
08-23297 Loren Allyn Nickel Chapter: 13

Judge: Dale L. Somers

Carl R Clark

Chapter 13 Plan.

Confirm as 100% plan.

Friday, October 16, 2009 @ 10:30 a.m.
09-20051 Kyle Aloysious Lannan and Stephanie DeAnne Lannan
Chapter: 13

Judge: Dale L. Somers

Christopher R. Coons

T's MTD - Default in Plan Payments

Review after 10/3 OFTs run on OT POCs.

Friday, October 16, 2009 @ 10:30 a.m.
09-20114 Walter Joseph Thomas and Tammy Lynne Thomas Chapter: 13

Judge: Dale L. Somers

Teresa M. Kidd

Ds' OT POC #1 of Citifinancial Auto, Ltd.

D v. C

Friday, October 16, 2009 @ 10:30 a.m.
09-20217 Christopher Andrew Nemeth Chapter: 13

Judge: Dale L. Somers

Christopher R. Coons

MFR Re: 2008 Toyota Scion XB, VIN JTLKE50E981030390 by Creditor Kitsap Credit Union.

D v. C: D rec'd an abatement thru end of June, DID resume in July, per the Order of Abatement.

- **T has $800 on hand, $400 went out end of Sept. & personal check rec'd 9/22 should go out at end of Oct. (couldn't go out end of Sept. b/c we hold funds for 14 days when paid by personal check.)**
- **Creditor did NOT object to the abatement & this debt is being paid thru the plan.**
    - **Creditor has rec'd $254.78 to date w/ another $248.34 showing as due.**

Friday, October 16, 2009 @ 10:30 a.m.
09-20230 Frederick William Howell and Janet Elaine Howell
Chapter: 13

Judge: Dale L. Somers

Tracy L. Robinson

T's MTD - Default in Plan Payments

Review after disbursement.

Friday, October 16, 2009 @ 10:30 a.m.
09-20588 William Michael Simbeck and Anna Lucille Simbeck
Chapter: 13

Judge: Dale L. Somers

Jason C Amerine

Ds' Motion to Abate Plan Payments (Abating Plan Payments).

W/D.

Friday, October 16, 2009 @ 10:30 a.m.
09-21032 Kevin Oran Davidson Chapter: 13

Judge: Dale L. Somers

Sarah A. Sypher

T's OT POC #6 of AMERICREDIT FINANCIAL SERVICES.

T objected to sec'd POC filed by Americredit for a car D originally stated had been repo'd pre-filing.

- **Americredit replied that they had NOT repo'd the car, but had been looking for it for over a year in order to repo, unsuccessfully.**
- **D amended plan to pay sec'd claim in full.**
  - **Why, when D originally asserted car had been repo'd is he now going to pay for it?**

Friday, October 16, 2009 @ 10:30 a.m.
09-21405 Christopher Tyron Bables Chapter: 13

Judge: Dale L. Somers

Tracy L. Robinson

T's Motion for Dismissal for Other.

FT comply w/ S.O. - still have not provided the info release & mtg checklist.

Default = $3,855 @ $1,285/mo EP

- **D has only made one plan payment (June) since case filed 5/5/09.**
- **O-G mtg pymts of $851.41 are supposed to be paid thru the plan.**

Chapter 13 Plan.

T's OTC:

- **D has not provided the 2 required mtg docs.**
- **Unclear that plan is feaz as proposed.**
  - **Sched I shows D w/ $104.50/mo ACTUAL gross income & $2,009/mo "ANTICIPATED" income.**
    - **T was advised end of June that D is employed now @ UPS.**
      - **Need current paystubs to verify income &/or amended Sched I if needed.**

Friday, October 16, 2009 @ 10:30 a.m.
09-21419 Sue Ellen Winterrowd Chapter: 13

Judge: Dale L. Somers

Byron Loudon

Chapter 13 Plan.

Bill: See attached OTC.

T's Motion for Dismissal for Other.

T's MTD:

- **UD in resolving issues raised in T's OTC.**
- **LOF: need $550/mo.**

Friday, October 16, 2009 @ 10:30 a.m.
09-21460 Todd James Winters Chapter: 13

Judge: Dale L. Somers

Stephen G. Bolton

Chapter 13 Plan.

T's OTC:

T has rec'd documentation of income & expenses, but it raised more questions than it answered. Still waiting for explanations from D & DA to questions sent by e/m on 9/1.

Issues raised:

- **CMI appears significantly understated when compared w/ net profit numbers for last 3 yrs of chiropractic practice.**
- **Income #s on SOFA appear understated compared w/ tax returns for last 3 years.**

T's MTD for Other.

UD in resolving issues raised in T's Obj to Conf.

Friday, October 16, 2009 @ 10:30 a.m.
09-21548 Alan Eugene Peeler and Connie Ann Peeler Chapter: 13

Judge: Dale L. Somers

Jason C Amerine

Chapter 13 Plan.

MTD by IRS for FT file 2005 return.

Friday, October 16, 2009 @ 10:30 a.m.
09-21575 Casey J. Quinlan and Linda K. Hare-Quinlan Chapter: 13

Judge: Dale L. Somers

Kenneth M. Gay

MFR by Creditor JPMorgan Chase Bank, NA.

D v. C

Friday, October 16, 2009 @ 10:30 a.m.
09-21637 William W Zander and Sherry L Zander Chapter: 13

Judge: Dale L. Somers

David A. Reed

Motion to extend plan beyond 60 months at $753.00 per month, App for Comp for David A. Reed, Debtor's Attorney, Fee: $125.00.

T's OT Mod:

- **Keeping plan payments @ $753/mo will cause plan to run approx. 94 months.**
- T's MTD for LOF, default & FT fully resume plan payments post-abatement set for hearing 11/20.

Friday, October 16, 2009 @ 10:30 a.m.
09-21837 Jason Patrick Green and Shannon Dione Green
Chapter: 13

Judge: Dale L. Somers

Danny C. Trent

T's MTD - UD in resolving the issues raised in the Trustee's OTC and in the 341 Notes.

Chapter 13 Plan.

Amd pln filed 9/29. Not yet rev'd.

Friday, October 16, 2009 @ 10:30 a.m.
09-21885 John Noel Richardson and Christy Leann Richardson
Chapter: 13

Judge: Dale L. Somers

Thomas M. Mullinix III

Chapter 13 Plan.

T's OTC:

- **B of A has filed an unscheduled mtg arrears claim that appears to be a 3rd mtg.**
  - **Plan silent re this debt.**
  - **Ds have filed OT POC & asked that the claim be disallowed &/or rolled into claim #12 b/c not a 3rd mtg.**

Friday, October 16, 2009 @ 10:30 a.m.
09-21892 Michael Allen Money and Lisa Renee Money Chapter: 13

Judge: Dale L. Somers

Keith A Wellman

Chapter 13 Plan.

T's MTD for UD resolving the issues raised in T's 7-15-09 OTC.

Amd plan filed 9/22, not yet rev'd.

Friday, October 16, 2009 @ 10:30 a.m.
09-21921 Troy William Gardner and Heather Marie Gardner
Chapter: 13

Judge: Dale L. Somers

Douglas Breyfogle

Chapter 13 Plan.

OT Amended Plan by GMAC on 05 Chevy van value.

T is otherwise ready to confirm.

Friday, October 16, 2009 @ 10:30 a.m.
09-21936 Barbara McDonald Hicks Chapter: 13

Judge: Dale L. Somers

Jason C Amerine

Chapter 13 Plan.

OTC by Toyota: '05 Toyota Sienna

OTC by FMCC: '03 F-150

T is otherwise ready to confirm.

Friday, October 16, 2009 @ 10:30 a.m.
09-22087 Andrew P Dvorsky and Suzanne R. Dvorsky Chapter: 13

Judge: Dale L. Somers

Teresa M. Kidd

Chapter 13 Plan.

Ds are attempting to modify home mortgage & may voluntarily dismiss case if successful. Should know by 12/1 which way things will go.

Friday, October 16, 2009 @ 10:30 a.m.
09-22119 Gregory John Wuller and Sandra R. Schrick-Wuller
Chapter: 13

Judge: Dale L. Somers

Tracy L. Robinson

Chapter 13 Plan.

OTC of Amended Plan by JP Morgan Chase

Can't confirm until arrears claim of Chase resolved.

- **Currently shows pre-pet arrears, but Ds contest.**
  - **If claim holds up, o-g mtg pymts need to be thru the plan.**
  - **Not currently proposed thru plan.**

Ds' OT POC #10-1 of JP Morgan Chase Bank NA.

D v. C

Friday, October 16, 2009 @ 10:30 a.m.
09-22214 Teja Qiwani Guinever Curry and Kevin Lynn Curry
Chapter: 13

Judge: Dale L. Somers

Jonathan C Becker

Chapter 13 Plan.

OTC by Kansas State Bank of Ottawa

T's OTC:

- **T has not rec'd the required mtg docs per S.O.**
- **T requested docs used to calc CMI on MT**
  - **T's review of bank statements shows CMI as a much larger number.**
- **T requested clarification of SOFA "oilreveilee."**
  - **SOFA shows income of $11,613 from this source, but nothing on MT or Sched I showing income from this.**
- **Clarify FMV of 1k shares of Intidesigns, Inc.**
- **Add'l issues from 341 notes.**

Ds' OT POC #5 of PRA Receivables Management, LLC.

D v. C

Friday, October 16, 2009 @ 10:30 a.m.

09-22229 David Jess Hedges and Juanita Anne Hedges Chapter: 13

Judge: Dale L. Somers

Christopher R. Coons

Chapter 13 Plan.

OFT on Amd Plan runs 10/7.

Friday, October 16, 2009 @ 10:30 a.m.
09-22291 Armando Balino Costes Chapter: 13

Judge: Dale L. Somers

Susan Bratcher

Chapter 13 Plan.

CONFIRM.

Friday, October 16, 2009 @ 10:30 a.m.
09-22313 Adam Joseph Flerlage Chapter: 13

Judge: Dale L. Somers

J Shannon Garrett

Chapter 13 Plan.

CONFIRM - if we get a 2nd payment. Only rec'd Aug plan payment to date.

Friday, October 16, 2009 @ 10:30 a.m.
09-22318 Lori Lynn Tarwater Chapter: 13

Judge: Dale L. Somers

Christopher R. Coons

T's MTD - Default in Plan Payments

Chapter 13 Plan.

Cont to 11/20.

Friday, October 16, 2009 @ 10:30 a.m.
09-22369 Danny Dee Calsing Chapter: 13

Judge: Dale L. Somers

Nancy A Dodik

Chapter 13 Plan.

OTC by Hyundai Capital

T is otherwise ready to confirm.

Friday, October 16, 2009 @ 10:30 a.m.
09-22413 Joseph Martin Johnson and Jill Renae Johnson Chapter: 13

Judge: Dale L. Somers

Byron Loudon

Chapter 13 Plan.

Case was dismissed 9/30.

Friday, October 16, 2009 @ 10:30 a.m.

09-22524 Marc Steven Wells and Sheila Marie Thorpe Chapter: 13

Judge: Dale L. Somers

Christopher R. Coons

CONFIRM.

Friday, October 16, 2009 @ 10:30 a.m.
09-22541 Linda Kay Smith Chapter: 13

Judge: Dale L. Somers

David R. Barlow

CONFIRM.

Friday, October 16, 2009 @ 10:30 a.m.
09-22542 Michael Wayne Hubble and Antonette Theresa Hubble
Chapter: 13

Judge: Dale L. Somers

J Shannon Garrett

OTC by Chrysler Financial

T is otherwise ready to confirm.

Friday, October 16, 2009 @ 10:30 a.m.
09-22550 Laura Leigh Black Chapter: 13

Judge: Dale L. Somers

George J. Thomas

T's OTC:

- **LOF: D estimated mtg arrearage claim as $10k, but creditor filed for $31,815.54.**
  - **Need at least $3,610/mo.**
- **Proposing direct payment of mortgage, in violation of S.O. that it be paid thru the plan.**
- **Based on tax returns for prior years, appears Sched I income is substantially overstated & taxes understated.**

Friday, October 16, 2009 @ 10:30 a.m.
09-22551 Lester Leroy Ellifrits and Judy Diane Ellifrits
Chapter: 13

Judge: Dale L. Somers

Colin N. Gotham

OTC by WF Auto Finance

T is otherwise ready to confirm.

Friday, October 16, 2009 @ 10:30 a.m.
09-22556 Regina Renee Brown Chapter: 13

Judge: Dale L. Somers

David A. Reed

CONFIRM.

Friday, October 16, 2009 @ 10:30 a.m.
09-22588 Juanita Kane Chapter: 13

Judge: Dale L. Somers

Jason C Amerine

T's OTC:

- **T requested documentation of how $7,500 work comp settlement monies rec'd July, 2009, were spent.**
- **D is proposing cram down of 2 cars that appear to be 910 claims.**

Friday, October 16, 2009 @ 10:30 a.m.
09-22604 Robert Waldo Day and Cindy Beth Day Chapter: 13

Judge: Dale L. Somers

Jason C Amerine

CONFIRM.

Friday, October 16, 2009 @ 10:30 a.m.
09-22623 Neil Alan Wilson Chapter: 13

Judge: Dale L. Somers

Jonathan C Becker

Chapter 13 Plan.

D's Mtn for Post-Confirmation Amendment of Plan.

OFT on plan mod runs 10/7.

Friday, October 16, 2009 @ 10:30 a.m.
09-22643 Steven Carrel Rushing and Debra Elaine Rushing
Chapter: 13

Judge: Dale L. Somers

Colin N. Gotham

CONFIRM.

Friday, October 16, 2009 @ 10:30 a.m.
09-22646 Michelle M Versher and Terry A Versher Chapter: 13

Judge: Dale L. Somers

Drew Frackowiak

T's OTC:

- **T's MT verification resulted in GU pool of $54,940 v. Ds' result of $24,480.**
  - **Took $489 deduction for 2nd vehicle, but per schedules, Ds only have one car.**
- **T requested proof of retirement contributions to KPERS of $516/mo & charitable giving @ $500/mo to verify MT deductions in these amounts.**
- **Plan payment not sufficient to pay Ds' MT result & would have to increase even more to cover T's MT result.**

Friday, October 16, 2009 @ 10:30 a.m.
09-22647 Roger Allen Creason and Patricia Gale Creason
Chapter: 13

Judge: Dale L. Somers

Erlene W Krigel

T's OTC:

- **Ds only propose $29,465 dividend.**
  - **Ds' MT resulted in $80,307 pool.**
  - **T's MT pool was $108,308.38.**
- **Ds have an interest in a commercial bldg that is non-exempt & worth est. $225k,**
  - **On the basis of NEE, should be proposing 100% plan.**
  - **Payment would need to increase substantially.**
- **Ds propose to retain & pay for 2nd home at Lake of the Ozarks w/ FMV $225k, no equity & mtg payments of $1,511.49/mo.**
- **T asked for info re life insurance policies (type of policies) for which their premiums are scheduled at $700/mo.**

Friday, October 16, 2009 @ 10:30 a.m.
09-22649 Martin Leroy Couchman and Sheila Kae Couchman
Chapter: 13

Judge: Dale L. Somers

Christopher R. Coons

CONFIRM.

Friday, October 16, 2009 @ 10:30 a.m.
09-22653 Jeffery M. Krug and Melissa Y. Krug Chapter: 13

Judge: Dale L. Somers

Susan K. McKinney

T's OTC:

- **Ds have not provided copies of 2007 fed & state tax returns as required by local rule.**
- **Plan does not address secured claim of NFM**
- **Trustee requested copies of biz tax returns for 2007 & 2008.**
- **T requested details re sale of 191 shares of B of A stock in June 2009.**
- **T's MT pool was $35,228 v. Ds' $10,928**
    - **Diff based on deduction amount allowed on ownership expense for 2 paid-for cars.**
        - **T only allowed $200 per car based on new 10th Circuit ruling.**
- **T requested 6 mos paystubs for CMI period to verify MT calculations, along w/ explanation of how CMI was calc'd.**

Friday, October 16, 2009 @ 10:30 a.m.
09-22664 Melvin L Clark Jr. and Navita S.K. Clark
Chapter: 13

Judge: Dale L. Somers

David A. Reed

CONFIRM.

Friday, October 16, 2009 @ 10:30 a.m.
09-22679 Tara E Scott Chapter: 13

Judge: Dale L. Somers

Jeffrey L. Wagoner

CONFIRM.

Friday, October 16, 2009 @ 10:30 a.m.
09-22713 Timmy Joe Patterson and Laura Ann Patterson Chapter: 13

Judge: Dale L. Somers

Bradley H. Medlin

T's OTC:

- **Plan doesn't address sec'd POC of Capital One Auto for 07 Subaru Impreza.**

Friday, October 16, 2009 @ 10:30 a.m.
09-22738 Christopher Scott Wagner and Debra S. Wagner
Chapter: 13

Judge: Dale L. Somers

Jason A. Norbury

CONFIRM.

Friday, October 16, 2009 @ 10:30 a.m.
09-22746 Scott Alan Cash Chapter: 13

Judge: Dale L. Somers

Christopher R. Coons

341 cont'd to 10/7.

Friday, October 16, 2009 @ 10:30 a.m.
09-22765 Carole Maxine Barry Chapter: 13

Judge: Dale L. Somers

J Shannon Garrett

CONFIRM.

Friday, October 16, 2009 @ 10:30 a.m.
09-22771 Robert Barry Jones Chapter: 13

Judge: Dale L. Somers

Cynthia F Grimes

341 cont'd to 10/14.

Friday, October 16, 2009 @ 10:30 a.m.
09-22800 Donald Ray Holland and LaBrea Larah Holland Chapter: 13

Judge: Dale L. Somers

Jeffrey A Koons

OTC by Chrysler Financial

T is otherwise ready to confirm.

Friday, October 16, 2009 @ 10:30 a.m.
09-22808 Gary Michael Saker and Tracy Lea Saker Chapter: 13

Judge: Dale L. Somers

Sarah A. Sypher

CONFIRM.

Friday, October 16, 2009 @ 10:30 a.m.
09-22822 Melissa Jane Brandenburg Chapter: 13

Judge: Dale L. Somers

James W. Lusk

T's OTC:

- **After deducting the plan payment, D has negative budget of -$447/mo.**
  - **How will D afford plan payments of $825/mo?**
- **LOF: Plan payment may need to increase to $883/mo based on claims filed to date & estimated claim amounts, making the budget even more negative.**

Friday, October 16, 2009 @ 10:30 a.m.
09-22823 William Anthony Kolich and Patricia Diane Kolich
Chapter: 13

Judge: Dale L. Somers

Eric W Lomas

OTC by NFM

T is otherwise ready to confirm.

Friday, October 16, 2009 @ 10:30 a.m.
09-22834 Levi Brett Gracy and Nicole Louise Gracy Chapter: 13

Judge: Dale L. Somers

Mark Alan Wortman

CONFIRM.

Friday, October 16, 2009 @ 10:30 a.m.
09-22846 Scott Michael Pinkerton Chapter: 13

Judge: Dale L. Somers

George J. Thomas

CONFIRM.

Friday, October 16, 2009 @ 10:30 a.m.
09-22855 Jack William Parfitt and April Dawn Parfitt Chapter: 13

Judge: Dale L. Somers

Christopher R. Coons

Cont to 11/20.

Friday, October 16, 2009 @ 10:30 a.m.

09-22865 William James Simmons and Sue Ellyn Simmons Chapter: 13

Judge: Robert D. Berger

Jonathan C Becker

Ds' Motion to Sell Liberty Tax Franchise KS022, Sale Number: 1.

Ds' Motion to Sell Liberty Tax Franchise KS101, Sale Number: 2.

D v. C

341 was cont'd to 10/14.